

ATTORNEY DOCKET NUMBER: 2003320-0036 (Alien Sequences US Nat'l)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Smith, Temple *et al.*
Serial No.: 10/763,039
Filing Date: January 22, 2004
Title: ALIEN SEQUENCES

Examiner: Not yet assigned
Art Unit: Not yet assigned

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing	
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
12-10-04 Date	 Signature
Sandra Sliger Typed or Printed Name of person signing certificate	

Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application that was mailed by the U.S. Patent and Trademark Office on August 10, 2004, in the above-referenced application, enclosed herewith are the following:

- 1) Copy of Notice to File Missing Parts of NonProvisional Application (2 pages);
- 2) Statement of Corrected Inventorship under 37 C.F.R. 1.48(f)(1) (1 page);
- 3) Three (3) Executed Declarations (9 pages);
- 4) Check in the amount of \$65.00 to cover late Declaration surcharge (small entity);
- 5) Amendment introducing Sequence Listing (1 page);
- 6) Statement Under 37 C.F.R. § 1.821 (1 page);
- 7) Paper Copy of Sequence Listing (43 pages);
- 8) Computer-readable diskette copy of the Sequence Listing;
- 9) Petition for a two (2) month extension of time under 37 C.F.R. § 1.136(a) (1 page);
- 10) Check in the amount of \$225 to cover two month Extension Fee;
- 11) Return Postcard.

Please charge any additional fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully Submitted,



Brenda Herschbach Jarrell, Ph.D.
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PATENT DEPARTMENT
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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/763,039	01/22/2004	Kevin A. Jarrell	2003320-0036

CONFIRMATION NO. 6987

24280
Choate, Hall & Stewart
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53 State Street
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MSG Parts/ Seq CST

Due 10-10-04
Final 2-10-05 BHJ Final
3-10-05

FORMALITIES LETTER



OC000000013492396

Date Mailed: 08/10/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

12/14/2004 SZEWDIE1 00000015 10763039

Items Required To Avoid Abandonment:

01 FC:2051

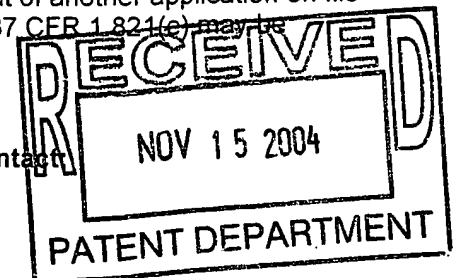
65.00 OP

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact

- For Rules Interpretation, call (703) 308-4216



- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
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P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE